

JS 44 (Rev. 12/12)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Lottie Dawson

(b) County of Residence of First Listed Plaintiff

(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Villari, Lentz & Lynam, LLC
1600 Market Street, Suite 1800
Philadelphia, PA 19103

DEFENDANTSCounty of Residence of First Listed Defendant Milwaukee

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|---------------------------------------|----------------------------|---|----------------------------|---------------------------------------|
| Citizen of This State | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input checked="" type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation

VI. CAUSE OF ACTIONCite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
28 USCS Section 1332Brief description of cause:
medical malpractice**VII. REQUESTED IN COMPLAINT:**☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

In excess \$150,000 -

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☐ No**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

9/30/14

SIGNATURE OF ATTORNEY OF RECORD

Leon H Villari

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA — DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar.

Address of Plaintiff: 1390 Camp Hill Road, Fort Washington, PA 19034

Address of Defendant: 111 West Michigan Street, Milwaukee, WI 53203

Place of Accident, Incident or Transaction: 1390 Camp Hill Road, Fort Washington, PA 19034

(Use Reverse Side For Additional Space)

Does this civil action involve a nongovernmental corporate party with any parent corporation and any publicly held corporation owning 10% or more of its stock?

(Attach two copies of the Disclosure Statement Form in accordance with Fed.R.Civ.P. 7.1(a))

Yes ☐ No ☒

Does this case involve multidistrict litigation possibilities?

Yes ☐ No ☒

RELATED CASE, IF ANY:

Case Number: _____ Judge _____ Date Terminated: _____

Civil cases are deemed related when yes is answered to any of the following questions:

1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?
Yes ☐ No ☒
2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?
Yes ☐ No ☒
3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action in this court?
Yes ☐ No ☒
4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual?
Yes ☐ No ☒

CIVIL: (Place ☒ in ONE CATEGORY ONLY)

A. Federal Question Cases:

1. ☐ Indemnity Contract, Marine Contract, and All Other Contracts
2. ☐ FELA
3. ☐ Jones Act-Personal Injury
4. ☐ Antitrust
5. ☐ Patent
6. ☐ Labor-Management Relations
7. ☐ Civil Rights
8. ☐ Habeas Corpus
9. ☐ Securities Act(s) Cases
10. ☐ Social Security Review Cases
11. ☐ All other Federal Question Cases
(Please specify) _____

B. Diversity Jurisdiction Cases:

1. ☐ Insurance Contract and Other Contracts
2. ☐ Airplane Personal Injury
3. ☐ Assault, Defamation
4. ☐ Marine Personal Injury
5. ☐ Motor Vehicle Personal Injury
6. ☒ Other Personal Injury (Please specify)
7. ☐ Products Liability
8. ☐ Products Liability — Asbestos
9. ☐ All other Diversity Cases
(Please specify) medical malpractice

ARBITRATION CERTIFICATION

(Check Appropriate Category)

I, Leonard G. Villari, counsel of record do hereby certify:

☒ Pursuant to Local Civil Rule 53.2, Section 3(c)(2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs;

☐ Relief other than monetary damages is sought.

DATE: 9-30-14

Leonard G. Villari
Attorney-at-Law

68844

Attorney I.D.#

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

I certify that, to my knowledge, the within case is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: 9-30-14

Leonard G. Villari
Attorney-at-Law

68844

Attorney I.D.#

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

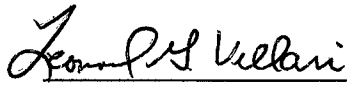
CASE MANAGEMENT TRACK DESIGNATION FORM

Lottie Dawson	:	CIVIL ACTION
	:	
v.	:	
	:	
Northern Health Facilities, Inc. et al.	:	NO.

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a Case Management Track Designation Form specifying the track to which that defendant believes the case should be assigned.

SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:

- (a) Habeas Corpus – Cases brought under 28 U.S.C. § 2241 through § 2255. ()
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ()
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. ()
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ()
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ()
- (f) Standard Management – Cases that do not fall into any one of the other tracks. (x)

9-30-14	Leonard G. Villari	
Date	Attorney-at-law	Attorney for Plaintiff
215-568-1990	215-568-9920	lgvillari@aol.com
Telephone	FAX Number	E-Mail Address

ARBITRATION CERTIFICATION

(Check appropriate Category)

I, Leonard G. Villari, Esquire, counsel of record do hereby certify:

- Pursuant to Local Civil Rule 53.2, Section 3(c) (2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interests and costs;
- Relief other than monetary damages is sought.

Date: 9/30/2014

Leonard G. Villari
Attorney at Law

68844
Attorney I.D. #

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I certify that, to my knowledge, the within care is not related to any case now pending or within one year previously terminated action in this court except as noted above.

Date: 9/0/2014

Leonard G. Villari
Attorney at Law

68844
Attorney I.D. #

CIV. 609

with a principal place of business located at 111 W. Michigan Street, Milwaukee, Wisconsin 53203.

4. At all times material hereto, Defendant NHF regularly conducted business in the Eastern District of Pennsylvania.

5. At all times material hereto, Defendant NHF owned, operated, managed and/or controlled Dresher Hill Health and Rehabilitation Center (“DHHRC”) located at 1390 Camp Hill Drive, Fort Washington, Pennsylvania 19034, for the purpose of providing the highest level of care to its patients.

6. At all times material hereto, Defendant NHF acted or failed to act, by and through its agents, ostensible agents, servants, work persons and/or employees, including in particular, but not limited to, the DHHRC nursing staff, who were then and there acting within the scope of their authority in the course of their relationship with said Defendant in furtherance of said Defendant’s pecuniary interests.

7. Defendant NHF, as principal, is vicariously or otherwise responsible for the negligent acts or omissions of its agents, ostensible agents, servants, work persons and/or employees.

8. Defendant, Extendicare Health Facilities, Inc. d/b/a Extendicare Foundation and Dresher Hill Health and Rehabilitation Center (“EHF”), is a Delaware Corporation with a principal place of business located at 111 W. Michigan Street, Milwaukee, Wisconsin 53203.

9. At all times material hereto, Defendant EHF regularly conducted business in the Eastern District of Pennsylvania.

10. At all times material hereto, Defendant EHF owned, operated, managed and/or controlled DHHRC, for the purpose of providing the highest level of care to its patients.

11. At all times material hereto, Defendant EHF acted or failed to act, by and through its agents, ostensible agents, servants, work persons and/or employees, including in particular, but not limited to, the DHHRC nursing staff, who were then and there acting within the scope of their authority in the course of their relationship with said Defendant in furtherance of said Defendant's pecuniary interests.

12. Defendant NHF, as principal, is vicariously or otherwise responsible for the negligent acts or omissions of its agents, ostensible agents, servants, work persons and/or employees.

13. None of the above-named Defendants is a citizen of the Commonwealth of Pennsylvania.

II. JURISDICTION

14. This Court has original jurisdiction under 28 U.S.C.S. § 1332 because the Plaintiff and Defendants are citizens of different states, and because the amount in controversy exceeds \$150,000.00.

III. VENUE

15. Venue is proper under 28 U.S.C.S. § 1391 because a substantial part of the events giving rise to Plaintiff's claims occurred in the Eastern District of Pennsylvania.

IV. FACTS

16. Ms. Dawson was admitted to DHHRC (hereinafter "Defendants' facility") on May 4, 2011.

17. At the time of her admission, she suffered from early stage dementia, which according to Defendants' records, placed her at increased risk for falls.

18. At all times material hereto, Ms. Dawson was continent of bowel and bladder and not confined to a wheelchair but ambulated, and performed activities of daily living, independently.

19. Nonetheless, due to her mild dementia and medication, **Ms. Dawson was a known fall risk, and accordingly, required a “higher level of care”.**

20. Indeed, Defendants’ records are replete with notations of Ms. Dawson’s “[i]mpaired balance” and “disturbances of balance, gait positioning ability”.

21. On June 27, 2012, Ms. Dawson was prescribed Seroquel, 12.5 mg (twice daily), for dementia.

22. On August 9, 2012, she was observed with a bruise to her right forearm; no fall was documented.

23. Progress notes entered September 13, 2012, at 12:30 p.m. provide that Ms. Dawson was “frequently ambulating throughout facility from 2nd fl[oo]r to 1st floor numerous times throughout this shift.”

24. Progress notes entered on the ensuing shift indicate that Ms. Dawson was “ambulating [with] walker to do laundry + back walking around r[oo]m. Finally in bed by 8 pm.”

25. Conversely, Observation Detail notes for the same period -- September 13, 2012 -- indicate that “no locomotion off unit” occurred.

26. For some unknown/undocumented reason, on October 17, 2012, Ms. Dawson’s Seroquel prescription was **doubled to 25 mg (twice daily)** and her Zolof prescription was **doubled to 50 mg.**

27. Three days later on October 20, 2012 -- and again for some unknown/undocumented reason -- **Ms. Dawson was prescribed Neurontin 100 mg for the first time** without her or her family's knowledge or permission.

28. On October 23, 2012, Ms. Dawson called her daughter, Brenda Brandon ("Mrs. Brandon"), who was not home at the time; she spoke with Mrs. Brandon's husband, and told him that she "didn't feel well all over".

29. Upon receiving her mother's message, Mrs. Brandon called the facility and was informed by a woman named "Claire" that Ms. Dawson recently had been prescribed Neurontin.

30. Mrs. Brandon was taken aback by this news because, as Power of Attorney over Ms. Dawson, she was supposed to be informed of any changes in medication.

31. Mrs. Brandon instructed Claire not to give Ms. Dawson any more Neurontin.

32. On the following morning, October 24, 2012, Mrs. Brandon went to Defendants' facility to visit her mother, whom she found thoroughly disoriented and incoherent; Ms. Dawson's face was "inches" away from a plate of food, which she was just staring at "as if she were drunk".

33. Mrs. Brandon tried to speak her mother -- who, it must be noted, weighs scarcely more than 90 pounds -- but her mother just "babbled" like she was "speaking in tongues".

34. Mrs. Brandon summoned the Director of Nursing, a man named "Ted", who said "It's obvious she's been administered too much medication."

35. Ted stated that he would have Ms. Dawson's vitals checked; meanwhile, Mrs. Brandon got her mother into her bed to get some rest.

36. After a while, Mrs. Brandon went to give her mother a kiss goodbye, and Ms. Dawson screamed! Ms. Dawson then moved her hair back and showed Mrs. Brandon a huge hematoma on top of her forehead/scalp.

37. Ms. Dawson was transported to Abington Memorial Hospital's Emergency Department, where she was diagnosed with a **level 3 head trauma with multiple hematomas to her left face, forehead and shoulder, secondary to unmonitored fall.**

38. The hospital records repeatedly note that these injuries occurred in the wake of an acute increase in dosage of Seroquel and Zoloft, in addition to the administration of Neurontin.

39. Accordingly, the hospital's plan of care was to "hold Zoloft, Seroquel, Neurontin and monitor for M[ental] S[tatus]."

40. Ms. Dawson spent the next six (6) days in the hospital, until she was discharged on October 29, 2012.

41. The above-referenced incidents were in no manner caused by any act or failure to act on the part of Plaintiff.

42. The above-referenced incidents were directly and proximately caused by the negligence and carelessness of Defendants.

COUNT I – NEGLIGENCE
PLAINTIFF, LOTTIE DAWSON v. ALL DEFENDANTS

43. Plaintiff, Lottie Dawson, hereby incorporates the averments set forth in paragraphs 1-42, *supra*, as though fully set forth herein at length.

44. The aforementioned incidents were caused by the negligent and careless conduct of Defendants, acting by and through their employees, servants, agents, ostensible agents and work persons, and consisted, *inter alia*, of the following:

- a. Failure to monitor Plaintiff, an already-known fall risk, after doubling her psychotropic medications, in addition to prescribing/administering 100 mg of Neurontin for the first time;
- b. Failure to restrain Plaintiff, an already-known fall risk who was manifestly incoherent and in distress from the acute increase of psychotropic medications, until she became stable enough to walk without assistance;
- c. Failure to provide ambulatory aids, including but not limited to a wheelchair, after doubling Plaintiff's psychotic medications, in addition to prescribing/administering 100 mg of Neurontin for the first time;
- d. Failure to raise bed rails;
- e. Failure to provide Plaintiff with bed and/or chair alarms to alert nursing staff of unassisted ambulation, after doubling and administering new/additional psychotropic medications;
- f. Failure to recognize a patient in distress;
- g. Failure to notify, let alone consult with, Plaintiff's family members, including but not limited to her Power of Attorney, Brenda Brandon, regarding changes in Plaintiff's medications;
- h. Failure to evaluate and treat their patient, who was debilitated and in distress and urgent need of medical attention at Defendants' facility following the acute increase of her psychotropic medications;
- i. Failure to provide any medical treatment to their patient, who was debilitated and in distress and urgent need of medical attention at Defendants' facility following the acute increase of her psychotropic medications;
- j. Failure to summon, much less immediately summon, emergency medical services for Plaintiff, who was debilitated and in distress and urgent need of medical attention following the acute increase of her psychotropic medications;
- k. Abandonment of Lottie Dawson by leaving her unattended, when she was debilitated, in distress and in urgent need of medical attention following the acute increase of her psychotropic medications;
- l. Failure to provide personal or physical assistance to Plaintiff, who was debilitated and in distress and urgent need of medical attention following the acute increase of psychotropic medications;

- m. Failure to properly monitor the medications and dosages prescribed and administered to Plaintiff, as well as the interactions between said medications;
- n. Failure to render reasonable medical care by failing to properly supervise medical personnel assisting in the provision of medical care to Plaintiff;
- o. Failure to appropriately order repeat Pro Time INR tests;
- p. Failure to correctly monitor and alter Plaintiff's dosage of blood-thinning agents; and
- q. Failure to request appropriate consultations.

45. As a direct and proximate result of the negligence and carelessness of Defendants, Ms. Dawson suffered numerous painful, permanent and debilitating personal injuries, including, *inter alia*, the following: level 3 head trauma; multiple hematomas to her left face, forehead and shoulder, concussion; irreversible brain damage; nerve damage; muscle spasms; weakness; stiffness; difficulty ambulating; gait dysfunction; difficulty falling asleep; interrupted sleep; and aggravation and/or exacerbation of all known and unknown pre-existing medical conditions. Ms. Dawson also suffered severe aches, pains, mental anxiety, anguish, humiliation, and a severe shock to her entire nervous system and other injuries, the full extent of which is not yet known.

46. As a direct and proximate result of the negligence and carelessness of Defendants, Ms. Dawson has suffered, and may in the future suffer, an inability to perform her usual and daily duties, labors, occupations and avocations.

47. As a direct and proximate result of the negligence and carelessness of Defendants, Plaintiff has been, and may in the future be, required to expend various and diverse sums of money in an effort to cure her injuries.

48. As a direct and proximate result of the negligence and carelessness of Defendants, Ms. Dawson has been, and may in the future be, required to undergo significant medical care,

evaluation, therapy, treatment, costly medications and invasive and painful medical procedures and surgeries in an effort to cure her injuries.

49. Defendants' failure to exercise reasonable care as alleged above comprised outrageous conduct under the circumstances, manifesting a wanton and reckless disregard of the rights of Plaintiff.

WHEREFORE, Plaintiff, Lottie Dawson, demands judgment in her favor and against Defendants, for special and compensatory damages in an amount in excess of One Hundred and Fifty-Thousand Dollars (\$150,000.00), plus punitive damages, the statutory rate of interest, costs and related expenses, and such other just and equitable relief as this Honorable Court deems proper.

V. JURY DEMAND

Plaintiff hereby demands a trial by jury as the above Count against Defendants.

VILLARI, LENTZ & LYNAM, LLC

Date: 09/30/14

By: /s/ LGV7043
Leonard G. Villari, Esquire
Thomas A. Lynam, III, Esquire
I.D. Nos. 68844/83817
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Philadelphia, PA 19103
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Attorneys for Plaintiff,
Lottie Dawson